GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

EFS&T Department- Diversion of 7.15 Ha of forest land in Compt.No.431, 432, 433, 434 & 438 of Panapakam and Panapakam Extn. R.Fs. in Panapakam Section of Chittoor (East) Wildlife Division, Chittoor District for extraction of Black Granite, in favour of M/s. Kamala Granites, Chittoor - Permission accorded - Orders - Issued.

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ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (Section-II) DEPARTMENT

G.O.MS.No. 58 Dated: 21-09-2017.
Read the following:-

1. From PCCF& HoFF, AP, Lr Rc.No.38266/2008/F2, Dt.5-1-2009.
2. State Govt. Lr.No.186/For-I(I)/2009, Dt.9-1-2009.
3. From GoI, MoEF& C.C, Lr.No. 4-APC570/2009-BAN/3893, Dt.5-3-2009.
4. State Govt. Lr.No.186/Section-II/2008, Dt.28-3-2017.
5. From GoI, MoEF& C.C, Lr.No. 4-APC570/2009-BAN/1338, Dt.24-8-2017.

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**ORDER:**

The Principal Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh, in his letter 1st read above, has submitted a proposal under Forest (Conservation) Act, 1980, for diversion of 7.40 Ha of forest land in Compt.No.431, 432, 433, 434 & 438 of Panapakam and Panapakam Extn. R.Fs. in Panapakam Section of Chittoor (East) Wildlife Division, Chittoor District for extraction of Black Granite, in favour of M/s. Kamala Granites, Chittoor and requested to forward the same to Government of India, Ministry of Environment, Forests & Climate Change, for according necessary approval under Section-2 of Forest (Conservation) Act, 1980.

2. The said proposal was sent to Government of India, Ministry of Environment, Forests & Climate Change, for their approval under Section-2 of Forest (Conservation) Act, 1980 vide State Government letter 2nd read above.

3. Government of India, Ministry of Environment, Forests & Climate Change, vide their letter 3rd read above, have accorded in-principle (Stage-I) approval under Section-2 of Forest (Conservation) Act, 1980, for the proposal, subject to compliance of certain conditions as stipulated therein.

4. The State Government vide letter 4th read above, have furnished compliance report on the conditions stipulated by the Government of India, Ministry of Environment, Forests & Climate Change, while according in-principle (Stage-I) approval and reported that after verification and authentication of DGPS survey the area assessed is 7.15 Ha.

5. Government of India, Ministry of Environment, Forests & Climate Change, in their letter 5th read above, have accorded (Stage-II) approval under Section-2 of Forest (Conservation) Act, 1980, for diversion of 7.15 Ha of forest land in Compt.No.431, 432, 433, 434 & 438 of Panapakam and Panapakam Extn. R.Fs. in Panapakam Section of Chittoor (East) Wildlife Division, Chittoor District for extraction of Black Granite, in favour of M/s. Kamala Granites, Chittoor, subject to compliance of certain conditions as stipulated therein.

6. Government after careful examination of the proposal, hereby accord permission to the Principal Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh, for diversion of 7.15 Ha of forest land in Compt.No.431, 432, 433, 434 & 438 of Panapakam and Panapakam Extn. R.Fs. in Panapakam Section of Chittoor (East) Wildlife Division, Chittoor District for extraction of Black Granite, in favour of M/s. Kamala Granites, Chittoor, subject to the following conditions:-

i. Legal status of the diverted forest land shall remain unchanged.

ii. The State Forest Department shall carry out Fencing and Regeneration of the safety zone to maintain it as green belt from the amount which has already been deposited by the user agency.

iii. The non-forest land located at Sy No.91, 92 &136 of Dadithota Village of Tadimari Mandal of Anantapur District which is transferred and mutated in favour of the State Forest Department for the purpose of compensatory afforestation, shall be declared as Reserved Forest under Section-4 or Protected Forest under Section-29 of the Indian Forest Act, 1927 or under the relevant Section (s) of the local Forest Act. The Nodal Officer must report compliance within a period of 6 months from the date of grant of final approval and send a copy of the original notification declaring the non-forest land under Section-4 or Section-29 of the Indian Forest Act, 1927, or under the relevant section of the local Forest Act as the case may be, to the MoEF&C.C.

iv. The User agency shall maintain the safety zone area up to 7.5 mtr strip all along boundary within the mining lease area as proposed in the proposal.

v. The State Government shall carry out afforestation on degraded forest land measuring one and a half times the area under safety zone from the amount which has already been deposited by the user agency.

vi. Additional amount of the Net Present Value (NPV) of the diverted forest land if any, becoming due after revision of the same by the Hon'ble Supreme Court of India in future, shall be charged by the State Government from User Agency.

vii. The mining shall be done in the forest area in accordance with the approved mining plan from the competent authority.

viii. User agency shall obtain Environment Clearance as per the provisions of the Environmental (Protection) Act, 1986;

ix. Adequate care shall be taken to check any rolling over of over-burden beyond diverted area and also to check soil erosion caused due to mining activities;

x. The Forest area shall be used for the purpose of mining only. No permanent building or labour camps shall be established on the forest land. User agency shall provide firewood preferably alternate fuel to the labourers and the staff working at the site so as to avoid any damage and pressure on the adjacent forest areas;

xi. User agency shall dump the overburden in the non-forest land and the overburden shall be filled back to reclaim the mined out areas.

xii. To minimize the disturbance inside the forest area due to construction of a long approach road, intensive management and protection will be required in the affected compartments. Hence, enrichment planting, fire protection / SMC works, etc shall be taken up in these compartments for which Rs.10 lakhs per year shall be deposited by the user agency in the beginning of every year with the concerned Divisional Forest Officer.

xiii. Period of diversion of the said forest land under this approval shall be for a period of 10 years or co-terminus with the period of the mining lease proposed to be granted under the Mines and Minerals (Development and Regulation) amendment Act, 2015, or Rules framed there under whichever is earlier.

xiv. The consent of Andhra Pradesh Pollution Control Board shall be obtained under the Air and Water Act before commencement of mining operations and it shall be renewed annually.

xv. The reclamation work in the mining area shall be taken up by the user agency in a phased manner. The reclamation plan as approved in the mining plan shall be submitted to the State Forest Department and the State Forest Department shall ensure that reclamation is being implemented in a phased manner.

xvi. The layout plan of the proposal shall not be changed without the prior approval of the Central Government.

xvii. The User Agency and the State Government shall ensure compliance to the all Acts, Rules, Regulations and Guidelines of the Ministry, for the time being in force, as applicable to the project.

xviii. The forest land shall not be used for any purpose other than those specified in the proposal and total forest area utilized for the project shall not exceed 7.15 ha (including safety zone area). User agency shall furnish an undertaking to this effect.

xix. The forest land proposed to be diverted shall under no circumstances be transferred or sublet to any other agency or Department or person without prior approval of the Central Government.

xx. All other conditions proposed by the State Government at the time of submission of the proposal to the Central Government shall be complied with by the user agency.

xxi. The User agency shall submit the annual self compliance report in respect of the above conditions to the Regional Office of the Ministry and to the State Government.

xxii. Any other conditions that the Additional Principal Chief Conservator of Forests (Central), Regional Office, Chennai may impose from time to time in the interest of afforestation, conservation and management of flora and fauna in the area, shall be complied by the user agency.

xxiii. In the event of failure to comply with any of the above conditions the user agency is liable for penal action as decided by the Additional PCCF (Central), Regional Office, Chennai.

7. The Principal Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh, shall take further necessary action in the matter accordingly.

**BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)**

**G.ANANTHA RAMU**
**PRINCIPAL SECRETARY TO GOVERNMENT**

To
The Principal Chief Conservator of Forests & Head of Forest Force,
Andhra Pradesh, Guntur.

**Copy to**:
The Additional Principal Chief Conservator of Forests (Central)
Government of India, Ministry of Environment & Forests,
Regional Office, 1st and 2nd Floors,
Handloom Export promotion Council Building
34, Cathedral Garden Road, Nungambakkam, Chennai – 600034.

M/s.Kamala Granites, Tirupathi, Chittoor

SF/SC

// FORWARDED :: BY ORDER //

SECTION OFFICER